

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION**

INDEMNITY INSURANCE COMPANY OF )  
NORTH AMERICA a/s/o THE GAP, INC. )  
d/b/a OLD NAVY LLC, )

Plaintiff, )

v. )  
MITSUI OSK LINES, LTD.; CONSOLIDATED )  
CHASSIS MANAGEMENT LLC; MID-SOUTH )  
CONSOLIDATED CHASSIS POOL LLC; )  
TENNESSEE COMMERCIAL WAREHOUSE, )  
INC., d/b/a TENNESSEE EXPRESS; and )  
TENNESSEE EXPRESS, INC., )

Defendants. )

Case No. 2:15-cv-2515

**STIPULATION OF VOLUNTARY DISMISSAL WITH PREJUDICE**

NOW COME the parties, by and through their respective undersigned counsel, and pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, stipulate and agree that all claims between the parties in connection with this matter have been settled and are dismissed, with prejudice and with each party bearing its own costs and fees.

INDEMNITY INSURANCE COMPANY OF NORTH  
AMERICA A/S/O THE GAP, INC. D/B/A OLD NAVY

/s/ Martin F. Casey  
One of its attorneys

MITSUI OSK LINES, LTD.

/s/ Marc I. Kunkin  
One of its attorneys

CONSOLIDATED CHASSIS MANAGEMENT LLC

/s/ Alycen A. Moss  
One of its attorneys

MID-SOUTH CONSOLIDATED CHASSIS POOL LLC

/s/ Alycen A. Moss  
One of its attorneys

TENNESSEE COMMERCIAL WAREHOUSE, INC.  
D/B/A TENNESSEE EXPRESS

/s/ Scott Wing  
One of its attorneys

TENNESSEE EXPRESS, INC.

/s/ Scott Wing  
One of its attorneys

NORTH AMERICAN CHASSIS POOL COOPERATIVE  
LLC

/s/ Everett B. Gibson  
One of its attorneys

CONTAINER MAINTENANCE CORP. OF  
TENNESSEE, INC.

/s/ Jonathan Stokes  
One of its attorneys

I, Scott Wing, attorney for Tennessee Commercial Warehouse and Tennessee Express, certify that I have received the consent of each of the above attorneys to affix their respective electronic signatures to this document.

/s/ Scott Wing

**CERTIFICATE OF SERVICE**

The undersigned attorney hereby certifies that on June 6, 2016, a true and correct copy of the foregoing document was served by electronic means through the Court's ECF System to the following counsel of record:

Elissa M. Mulrooney  
G. Ray Bratton  
Gregory W. O'Neal  
BRATTON & O'NEAL, P.C.  
675 Oakleaf Office Lane, Suite 200  
Memphis, TN 38117-4863  
[raybratton@brattononeal.com](mailto:raybratton@brattononeal.com)  
[gregoneal@brattononeal.com](mailto:gregoneal@brattononeal.com)  
[emm@brattononeal.com](mailto:emm@brattononeal.com)

Martin F. Casey  
Casey & Barnett, LLC  
41 Madison Avenue, Suite 2528  
New York, NY 10010  
[mfc@caseybarnett.com](mailto:mfc@caseybarnett.com)  
*Attorneys for Plaintiff*

John E. Anderson  
DICKINSON WRIGHT PLEC  
424 Church Street, Suite 1401  
Nashville, TN 37219  
[JAnderson@dickinsonwright.com](mailto:JAnderson@dickinsonwright.com)

Marc I. Kunkin  
HILL RIVKINS LLP  
45 Broadway, Suite 1500  
New York, NY 10006-3739  
Earl W. Houston, II (Tennessee Bar No. 024508)  
MARTIN TATE MORROW & MARSTON, P.C.  
6410 Poplar Avenue, Suite 1000  
Memphis, Tennessee 38119-4839  
Telephone: (901) 522-9000  
E-mail: [ehouston@martintate.com](mailto:ehouston@martintate.com)

/s/ Scott Wing  
\_\_\_\_\_  
Scott Wing ([sw@lefthd.com](mailto:sw@lefthd.com))  
LEAHY, EISENBERG & FRANKEL, LTD.  
33 West Monroe Street, Suite 1100  
Chicago, Illinois 60603  
(312) 368-4554